

AB Litigation Services

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

DR. JOHN ROE,
Plaintiff,

v.

UNITED STATES OF AMERICA, et al (Jury Demanded)
Defendants.

CIVIL ACTION NO.
5:22-CV-00869-HJB

VIDEO 30(b)(6) DEPOSITION OF AIR FORCE LIFE
CYCLE MANAGEMENT CENTER REPRESENTATIVE BY RICHARD
BREMER

April 21, 2025

APPEARANCES:

JASON WAREHAM, ESQ.
and
LANCE HENRY, ESQ.
ALLEN VELLONE WOLF HEINRICH & FACTOR, PC
1600 Stout Street, Suite 1900
Denver, CO 80202
Phone: 303-534-4499
E-mail: Jwareham@allen-vellone.com
appearing on behalf of Plaintiff

JOHN W. HODGES, JR., ESQ.
HENDLEY & HODGES LAW, PLLC.
4594 US Hwy 281 N
Spring Bach, TX 78070
Phone: 210-640-3398
E-mail: John@hhtx.law
appearing on behalf of Plaintiff

KATRINA SEEMAN, ESQ.
US DEPARTMENT OF JUSTICE, CIVIL DIVISION
950 Pennsylvania Avenue NW
Washington, DC 20530
Phone: 202-724-6604
E-mail: Katrina.seeman@dc.gov
appearing on behalf of Defendants

DEFENDANT'S
EXHIBIT

26

AB Litigation Services

1 P R O C E E D I N G S

2 THE VIDEOGRAPHER: The time is 11:38. We
3 are on the record. Today is April 21, 2025.

4 This begins the recorded deposition 30(b)(6)
5 of Air Force Life Cycle Management represented by
6 Richard Bremer in the matter of Dr. John Roe versus
7 United States of America, et al.

8 This deposition is being recorded via Zoom
9 videoconferencing. The court reporter is Linnea
10 Busby. The videographer is Maryvonne Tompkins.

11 The attorneys will introduce themselves
12 please.

13 MR. WAREHAM: Hi. This is Jason Wareham,
14 lead counsel on the case, along with John Hodges,
15 Lance Henry, and then our paralegal, Rebecca
16 Bradshaw.

17 MS. SEEMAN: And good afternoon. This is
18 Katrina Seeman. I am joined today by my colleagues
19 and co-counsel Robert Green and Joseph Gonzalez.

20 THE VIDEOGRAPHER: The court reporter will
21 please swear in the witness, and we can proceed.

22 COURT REPORTER: Could you please raise your
23 right hand.

24 RICHARD BREMER,
25 being first duly sworn in the above cause, was

AB Litigation Services

1 examined and testified as follows:

2 EXAMINATION

3 BY MR. WAREHAM:

4 Q. Hi, Mr. Bremer. Jason Wareham here again.

5 Long time no see.

6 A. Yes, sir.

7 Q. So just to cover a few differences between
8 the last time, to be clear, you were previously
9 deposed in this case in your personal capacity,
10 right?

11 A. Okay.

12 Q. Well, okay.

13 A. That's correct.

14 Q. Yeah. So to clarify, you're testifying
15 today as a corporate representative. Do you
16 understand the difference between the two roles?

17 A. I do.

18 Q. You understand that the answers that you
19 give today will actually bind Air Force Life Cycle
20 Management Center, also known as HNC?

21 A. Yes.

22 Q. And to clarify, we are going to be limiting
23 your questions to specific noticed questions we are
24 told you were prepared to answer which in the notice
25 is our number 8, 15, and 16; and I will read those to

AB Litigation Services

1 A. Okay. This is found in FAR 9.406-2 causes
2 for disbarments. The suspending and debarring
3 official may debar a contractor for a conviction of
4 or civil judgment for commission of fraud or criminal
5 offense in connection with obtaining, attempting to
6 obtain, or performing a public contract or
7 subcontract, for violation of Federal or State
8 antitrust statutes relating to the submission of
9 offers, for commission of embezzlement, theft,
10 forgery, bribery, falsification, or destruction of
11 records, making false statements, tax evasion,
12 violating Federal criminal tax laws, or receiving
13 stolen property, intentionally affixing a label
14 bearing a made in America inscription to a product
15 sold or shipped to the United States or its outlying
16 areas when the product was not made in the United
17 States or its outlying areas, for commission of any
18 other offense indicating a lack of business
19 integrity, or business honesty that seriously and
20 directly affects the present responsibility of a
21 Government contractor or subcontractor.

22 Q. And to clarify the phrase "debarring
23 official, that is the Air Force GC that you
24 described?

25 A. That's correct. GC, yeah.

AB Litigation Services

1 Q. Are any other officials below that level
2 able to debar a contractor?

3 A. No. Before -- there is a statement within
4 the regulation that requires us to notify our local
5 legal team before it goes to general counsel, as well
6 as our senior contracting official.

7 Q. And have you -- within your review did the
8 phrase "de facto debarment" come up?

9 A. I'm familiar with what it means but there is
10 no process or any existence of a de facto debarment.

11 Q. All right. What does it mean?

12 A. It means to essentially blackball an
13 individual from receiving a contract.

14 Q. All right. Is that done with any form of
15 process?

16 A. No.

17 Q. Do you know if de facto debarment is in
18 keeping with the regulations that you just describes?

19 A. No, it absolutely would not be.

20 Q. All right. Why not?

21 A. It's unethical process in my opinion.
22 Doesn't exist as far as I'm concerned. At least I
23 have never witnessed it during my 20-plus years in
24 contracting.

25 Q. Suffice it to say the controlling process is

AB Litigation Services

1 the one you just read and not a de facto process?

2 A. That's correct. That is the process as
3 outlined in the FAR and supplements.

4 Q. Okay. Are you aware of in your review,
5 again in terms of the agency, of any formal or
6 informal processes executed against Dr. [REDACTED] with
7 regards to his contract?

8 A. No, I am not.

9 Q. So that would include as far as you're
10 concerned that no process as described in the
11 regulation was initiated against Dr. Roe or his
12 prime?

13 A. So just for clarification, I think I
14 mentioned during our last session, the contracts that
15 he had in place that he was operating under were not
16 my responsibility.

17 I did, however, during the course of
18 prepping for these depositions, I was asked, right,
19 at one point to confirm whether or not he was
20 debarred or suspended at which time I queried the
21 sam.gov site to see if he was debarred or suspended.
22 At that time I did not find any suspension or
23 debarment or pending -- you know, pending actual or
24 otherwise in the sam.gov.

25 Q. Did you see any presence of any historical

AB Litigation Services

1 actions of any kind within debarment related to Dr.

2

3 A. No, sir, I did not.

4 Q. In your preparation for this, did you
5 discuss a de facto debarment with of Dr. [REDACTED] with
6 any person?

7 A. When I was initially contacted by the DOJ
8 team, I just asked about the nature of this
9 particular case, and they stated that de facto
10 debarment came up through the conversation. That was
11 the only conversation I've ever had.

12 Q. With any Air Force personnel?

13 A. No.

14 Q. All right. Well, believe it or not, I'm
15 already at the point where I need to check with my
16 team on anything further. So if we can go off the
17 record, I'll do that; and I'll come right back. All
18 right?

19 A. Yes, sir.

20 MR. WAREHAM: Thank you much.

21 THE VIDEOGRAPHER: The time is 12:03. We're
22 going off the record.

23 (A recess was taken from 12:03 to 12:14
24 p.m.)

25 THE VIDEOGRAPHER: The time is 12:14. We

AB Litigation Services

1 REPORTER'S CERTIFICATE

2 STATE OF COLORADO)
3) ss.
4 CITY AND COUNTY OF DENVER)

5 I, LINNEA BUSBY, Professional Reporter and Notary
6 Public, State of Colorado, do hereby certify that
7 previous to the commencement of the examination, the
8 said RICHARD BREMER was duly sworn by me to testify
9 to the truth in relation to the matters in
10 controversy between the parties hereto; that the said
11 deposition was taken in machine shorthand by me at
12 the time and place aforesaid and was thereafter
13 reduced to typewritten form, consisting of 28 pages
14 herein; that the foregoing is a true transcript of
15 the questions asked, testimony given, and proceedings
16 had. I further certify that I am not employed by,
17 related to, nor of counsel for any of the parties
18 herein, nor otherwise interested in the outcome of
19 this litigation.

20 IN WITNESS WHEREOF, I have affixed my
21 signature this 8th day of May, 2025.

22 My commission expires October 28, 2028.

23 
24 Linnea Busby
25 Professional Court Reporter